



GOV. MSG. NO. 1128

EXECUTIVE CHAMBERS
HONOLULU

DAVID Y. IGE
GOVERNOR

May 28, 2021

The Honorable Ronald D. Kouchi,
President
and Members of the Senate
Thirty First State Legislature
State Capitol, Room 409
Honolulu, Hawai'i 96813

The Honorable Scott K. Saiki,
Speaker and Members of the
House of Representatives
Thirty First State Legislature
State Capitol, Room 431
Honolulu, Hawai'i 96813

Dear President Kouchi, Speaker Saiki, and Members of the Legislature:

This is to inform you that on May 28, 2021, the following bill was signed into law:

SB1150 SD1 HD1 CD1

RELATING TO SKILLED NURSING FACILITY
LICENSING
ACT 028(21)

Sincerely,

DAVID Y. IGE
Governor, State of Hawai'i

A BILL FOR AN ACT

RELATING TO SKILLED NURSING FACILITY LICENSING.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF HAWAII:

1 SECTION 1. The legislature finds that there are
2 organizations such as The Joint Commission, which provide
3 accreditation or certification for skilled nursing facilities.
4 Authorizing the department of health to recognize these
5 organizations and accept their accreditation and certification
6 reviews to establish a skilled nursing facility's compliance
7 with all licensing requirements of the State will allow the
8 department to effectively continue its regulatory oversight
9 responsibilities for licensing purposes and more efficiently use
10 its limited resources for other oversight activities.

11 The purpose of this Act is to authorize the department of
12 health to accept nationally recognized accreditation or
13 certification organizations to demonstrate a skilled nursing
14 facility's compliance with the licensing inspections required by
15 the State.

16 SECTION 2. Chapter 321, Hawaii Revised Statutes, is
17 amended by adding a new part to be appropriately designated and
18 to read as follows:



1 "PART . SKILLED NURSING FACILITIES

2 §321- Skilled nursing facilities. (a) All skilled
3 nursing facilities shall be licensed by the department of health
4 to ensure the health, safety, and welfare of the individuals
5 placed therein.

6 (b) The director of health shall adopt rules pursuant to
7 chapter 91 that shall provide for the licensing of skilled
8 nursing facilities.

9 (c) The rules shall provide that accreditation by The
10 Joint Commission or other nationally recognized accreditation or
11 certification organization demonstrates a skilled nursing
12 facility's compliance with all licensing inspections required by
13 the State. The rules may exempt a skilled nursing facility from
14 a licensing inspection on a continuing basis throughout the term
15 of the accreditation or certification under the following
16 conditions:

17 (1) The skilled nursing facility provides a certified copy
18 of the facility's official accreditation or
19 certification report to the department;



1 (2) The skilled nursing facility continuously holds full
2 accreditation or certification by the accreditation or
3 certification organization; and

4 (3) The skilled nursing facility holds a current and valid
5 state license.

6 (d) The rules shall provide that the department may
7 conduct inspections and investigations of exempt skilled nursing
8 facilities regarding complaints, adverse accreditation or
9 certification findings, or periodic validation surveys.

10 (e) Information contained in reports of survey and
11 official accreditation or certification letters made by the
12 accreditation or certification organization used in determining
13 compliance with licensing requirements shall be public
14 information.

15 (f) All other records maintained by the department shall
16 be governed by chapter 92F."

17 SECTION 3. This Act shall take effect upon its approval.

APPROVED this 28 day of MAY, 2021



GOVERNOR OF THE STATE OF HAWAII

SB No. 1150, SD 1, HD 1, CD 1

THE HOUSE OF REPRESENTATIVES OF THE STATE OF HAWAII

Date: April 27, 2021
Honolulu, Hawaii

We hereby certify that the above-referenced Bill on this day passed Final Reading in the House of Representatives of the Thirty-First Legislature of the State of Hawaii, Regular Session of 2021.



Scott K. Saiki
Speaker
House of Representatives



Brian L. Takeshita
Chief Clerk
House of Representatives

THE SENATE OF THE STATE OF HAWAI'I

Date: April 27, 2021
Honolulu, Hawaii 96813

We hereby certify that the foregoing Bill this day passed Final Reading in the Senate of the Thirty-First Legislature of the State of Hawai'i, Regular Session of 2021.


President of the Senate


Clerk of the Senate